

A circular stamp with the text "OIPE" at the top, "IAPBB" at the bottom, and "PATENT & TRADEMARK OFFICE" around the bottom edge. The date "JAN 27 2006" is stamped in the center.

01241.000018

PATENT APPLICATION

1633

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MOTOHARU SEIKI

Application No.: 09/806,232

Filed: March 28, 2001

For: DNAS ENCODING NOVEL
POLYPEPTIDES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF EXPRESS
ABANDONMENT UNDER 37 C.F.R. § 1.138

Sir:

Applicants, through their undersigned attorney, hereby expressly abandon the above-identified patent application.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

Lawrence S. Perry
Attorney for Applicant
Registration No. 31,865

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

LSP\ac

NY Main 549190 1